



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2011 Biennium

Bill #	HB0516	Title:	Prohibit smoking with children in vehicle
Primary Sponsor:	McAlpin, Dave	Status:	As Introduced

- | | | |
|---|--|--|
| <input type="checkbox"/> Significant Local Gov Impact | <input type="checkbox"/> Needs to be included in HB 2 | <input type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts | <input type="checkbox"/> Dedicated Revenue Form Attached |

FISCAL SUMMARY

	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>	<u>FY 2012 Difference</u>	<u>FY 2013 Difference</u>
Expenditures:				
General Fund	\$0	\$0	\$0	\$0
Revenue:				
General Fund	\$7,500	\$10,000	\$10,000	\$10,000
Net Impact-General Fund Balance:	<u>\$7,500</u>	<u>\$10,000</u>	<u>\$10,000</u>	<u>\$10,000</u>

Description of fiscal impact:

HB 516 would increase Montana Highway Patrol fine revenue to the state general fund by creating a new secondary violation with a monetary penalty.

FISCAL ANALYSIS

Assumptions:

Department of Justice

1. It is impossible to predict how many citations could be issued under this bill. For purposes of this fiscal note, it is assumed that number of citations issued would be similar to the number of citations issued for the open-container law. Therefore, it is assumed the MHP would issue 400 citations each fiscal year for violations under HB 516.
2. HB 516 provides for a \$50.00 fine for a violation described in this bill. The fine revenue is split between the state general fund (50%) and the county in which the offense occurred (50%).
3. Therefore, the state general fund would increase \$10,000 in FY 2011, FY 2012, and FY 2013 [400 citations * \$50.00 fine = \$20,000 * 50% = \$10,000]. Due to the effective date of this bill (10/1/2009), the general fund would increase \$7,500 in FY 2010 [\$10,000 * 0.75 year = \$7,500].

	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>	<u>FY 2012 Difference</u>	<u>FY 2013 Difference</u>
<u>Fiscal Impact:</u>				
<u>Expenditures:</u>				
Operating Expenses	\$0	\$0	\$0	\$0
<u>Funding of Expenditures:</u>				
General Fund (01)	\$0	\$0	\$0	\$0
<u>Revenues:</u>				
General Fund (01)	\$7,500	\$10,000	\$10,000	\$10,000
<u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u>				
General Fund (01)	\$7,500	\$10,000	\$10,000	\$10,000

Effect on County or Other Local Revenues or Expenditures:

1. Half of the revenue received from the violation would be distributed to the county in which the offense occurred.

*Sponsor's Initials*_____
*Date*_____
*Budget Director's Initials*_____
Date